



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NORTHEAST REGIONAL OFFICE

205B Lowell Street, Wilmington, MA 01887 • (978) 694-3200

DEVAL L. PATRICK
Governor

TIMOTHY P. MURRAY
Lieutenant Governor

IAN A. BOWLES
Secretary

LAURIE BURT
Commissioner

Walter Gruschick Jr.
Baker Commodities, Inc.
134 Billerica Avenue
North Billerica, MA 01862

RE: **NORTH BILLERICA**
Northeast Region
BWP IW38: PERMIT FOR
INDUSTRIAL SEWER USER
IN IPP POTW DISCHARGING
MORE THAN 50,000 GPD
M.G.L Ch 21, Section 43
314 CMR 7.00 and 2.06
Transmittal No. W165341
FINAL APPROVAL

Dear Mr. Gruschick:

Enclosed is your Permit for Industrial Sewer User BWP IW38 issued pursuant to the Massachusetts Clean Water Act (the "State Act"), M.G.L., Ch. 21, Section 26-53, as amended, and the promulgated regulations 314 CMR 7.00, 314 CMR 2.00, and 310 CMR 4.00 thereunder.

MassDEP received twelve (12) comments during the public comment period regarding the sewer connection Permit (BWP IW 38) for Baker Commodities, Inc. from December 21, 2007 to January 21, 2008. (summary of public comments and MassDEP's response are attached). The public comments received did not provide a basis to include any special conditions. The public comments did not provide a basis to deny the Permit. Therefore, in accordance with 314 CMR 2.08, the Permit becomes effective thirty (30) days after the date of issuance.

This Permit is an action of the MassDEP. Please carefully review the enclosed permit, including the all terms and conditions stated under. If you are aggrieved by this action, you may request an adjudicatory hearing. A request for a hearing must be made in writing and postmarked within thirty (30) days of the date this permit was issued.

Under 310 CMR 1.01(6)(b), the request for a hearing must state clearly and concisely the facts that are the grounds for the request, and the relief sought. Additionally, the request must state why the permit is not consistent with applicable laws and regulations.

The hearing request, along with a valid check payable to the Commonwealth of Massachusetts, in the amount of \$100.00, must be mailed to:

Baker Commodities, Inc.
Permit for Industrial Sewer User
Transmittal No. W165341
Page 2

Commonwealth of Massachusetts
Department of Environmental Protection
P.O. Box 4062
Boston, MA 02211

The request for a hearing will be dismissed if the filing fee is not paid, unless the appellant is exempt or granted a waiver as described below.

The Department may waive the adjudicatory hearing-filing fee for a person who shows that paying the fee will create an undue financial hardship. A person seeking a waiver must file, together with the hearing request as provided above, an affidavit setting forth the facts believed to support the claim of undue financial hardship.

Please include the transmittal number listed above on any further correspondence regarding your application.

Should you have any questions concerning this matter, please do not hesitate to contact Muhammad R. Ahsan at (978) 694-3280.

Very truly yours,

February 27, 2008

Muhammad R. Ahsan
Environmental Engineer
Bureau of Waste Prevention

James E. Belsky
Permit Chief
Bureau of Waste Prevention

cc: Board of Health, 365 Boston Road, Billerica, MA 01821
Town of Billerica, Department of Public Works, 365 Boston Road, Billerica, MA 01821
MassDEP, NERO: M. Ahsan, File

Enclosures:

Transmittal Form
Permit for Industrial Sewer User
IWPS Description & Process Flow
Attachment A
Summary of Public Comments and
MassDEP's Response